

REMARKS

Claims 1-10 have been rejected by the Examiner under 35 USC 102(d) as being clearly anticipated by Lee et al. KR 2003083887A (November 1, 2003) corresponding to application 2002KR-0022282 (April 23, 2002). This rejection is respectfully traversed.

The position of the Examiner is not understood since 35 USC 102(d) is not even remotely relevant or appropriate for rejecting claims 1-10 of the present application. If any Section of 35 USC 102 must be considered it is 35 USC 102(a) and not 35 USC 102(d). As noted in 35 USC 102(a), a person shall not be entitled to a patent unless (a) the invention was known or used by others in this country or patented or described in a printed publication in this or a foreign country before the invention thereof by the applicant for a patent. The Lee et al. publication KR 2003083887(A) has a publication date of November 1, 2003, which is the effective date of the reference under 35 USC 102(a). However, the present application has an invention date, that is, a filing date of June 23, 2003 which is prior to the Lee et al. publication date of November 1, 2003.

Accordingly, the Lee et al. publication is not an effective reference against the claims of the present application. The fact that the Lee et al. publication corresponds to application 2002KR-0022282 which has a filing date of April 23, 2002 is not relevant to the present application.

Accordingly, reconsideration of the rejection and allowance of all of the claims of the present application are respectfully requested.

Conclusion

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Joseph A. Kolasch (Reg. No. 22,463) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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